



1 Bassham, Board Member.

2 In an order dated June 2, 1999, the Board denied the county's motion to dismiss and  
3 petitioner's motion to take evidence. McKy v. Josephine County, \_\_\_ Or LUBA \_\_\_ (LUBA  
4 No. 98-187, Order, June 2, 1999). However, for the reasons explained in the order and not  
5 repeated here, we indicated that, after a period of time allowing petitioner an opportunity to  
6 cure a defect in filing a related notice of intent to appeal, we would dismiss this appeal on  
7 our own motion based on petitioner's failure to exhaust administrative remedies.

8 In response to our June 2, 1999 order petitioner cured the defect in filing the related  
9 notice of intent to appeal, by submitting the fee and deposit required by OAR 661-010-  
10 0015(4). Accordingly, as contemplated in our June 2, 1999 order, this appeal will be  
11 dismissed, and review of the related notice of intent to appeal will proceed under a separate  
12 LUBA number.

13 This appeal is dismissed.